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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Chen, et al.

Docket No.: TI-25912

Serial No.: 09/115,444

Examiner: Foster, D.

Filed: July 14, 1998

Art Unit: 2841

For: High Density Internal Ball Grid Array Integrated Circuit Package

RECEIVED  
MAY 14 2002

RENEWED PETITION UNDER 37 CFR §1.47(a)

OFFICE OF PETITIONS

Assistant Commissioner for Patents  
Box DAC  
Washington, DC 20231

MAILING CERTIFICATE UNDER 37 C.F.R. §1.8(A)

I hereby certify that this correspondence is being deposited with the  
U.S. Postal Service as First Class Mail in an envelope addressed to:  
Assistant Commissioner for Patents, Washington, D.C. 20231 on

5-2-02

*Marianna Smith*  
Marianna Smith

Dear Sir:

Enclosed please find a Declaration by Marianna Smith, an employee of Texas Instruments Incorporated (TI) and administrative assistant to Michael K. Skrehot, in addition to a Declaration by Flossie Tan, an employee of Texas Instruments Singapore Pte Ltd. (TI-Singapore), a subsidiary of TI in Singapore, and administrative assistant to the Director of Sales and Marketing in the Asia-Pacific region for TI.

These declarations are offered in addition to the following as evidence of the diligence of TI and its subsidiary, TI-Singapore, in obtaining the cooperation of inventor Pang Hup Ong in the prosecution of this application. Mr. Ong was an employee of TI-Singapore at the time of the invention and assigned his rights in

his inventions to TI-Singapore and to its designee, TI, upon becoming employed. Mr. Ong is no longer employed by TI-Singapore.

TI was notified on January 11, 2002 of the dismissal of its first petition under 37 C.F.R. 1.47(a) filed on November 12, 1998. Subsequently, I directed Marianna Smith to send the application papers in this case (including the specification, including claims, drawings, and declaration) to Mr. Ong's last known address, 49, Jalan Teliti, Singapore 537340. I also asked Ms. Smith to contact Flossie Tan, our usual contact for matters involving TI-Singapore, to confirm this as Mr. Ong's last known address in TI-Singapore's records. Ms. Tan confirmed the address and also attempted to contact Mr. Ong, only to be told by his mother that Mr. Ong was out of town on military service and expected to return in the first week of April. In the application papers that Ms. Smith sent to Mr. Ong, I included a letter asking him to review the papers and sign the declaration if he agreed with the content of the papers, or to contact me immediately if he disagreed with any aspect of the papers. I also indicated that I would call to confirm that he had received the papers.

On April 9, 2002 I called Mr. Ong's last known residence, but was unable to communicate with the person answering the phone due to language differences. I asked my wife who is fluent in English, Mandarin Chinese, and Taiwanese, to call Mr. Ong's number in an attempt to determine whether he had received the application papers. After talking briefly and with great difficulty to two people, my wife was told by a man in halting Mandarin that Ong was away on military service and that they knew nothing of a Federal Express package. They also expressed complaints that people from TI had been calling them in this matter.

I then contacted Ms. Tan, who attempted again to contact Mr. Ong, but encountered resistance from Ong's mother. As detailed in Ms. Tan's attached declaration, Ong's mother finally acknowledged that she did not know her son's whereabouts. Ms. Tan was asked not to call again seeking Ong's cooperation in this matter.

In view of these and earlier attempts to obtain Pang Hup Ong's cooperation over a period of approximately three and a half years, Applicants respectfully request the grant of this petition to consider Mr. Ong unreachable under 37 C.F.R. 1.47(a) in order to allow further prosecution toward allowance of this application.

This petition is accompanied by a petition for an extension of time of two months in accordance with 37 C.F.R. §1.136(a). The Commissioner is also hereby requested and authorized to charge any additional fees necessary for the filing of the enclosed papers to deposit account number 20-0668 of Texas Instruments Incorporated.

Respectfully submitted,



Michael K. Skrehot  
Reg. No. 36,682

Texas Instruments Incorporated  
P.O. Box 655474, M/S 3999  
Dallas, TX 75265  
PHONE: 972 917-5653  
FAX: 972 917-4418

## DECLARATION OF MARIANNA SMITH

MARIANNA SMITH declares as follows:

- (1) THAT she is an administrative assistant to Michael K. Skrehot, attorney for applicants in application serial number 09/115,444;
- (2) THAT on March 21, she contacted Flossie Tan of Texas Instruments Singapore to ascertain Pang Hup Ong's last known address;
- (3) THAT Ms. Tan confirmed Mr. Ong's last known address as 49, Jalan Teliti, Singapore 537340;
- (4) THAT, on April 1, 2002, at the request of Mr. Skrehot, she sent by Federal Express the following documents to Mr. Ong's last known address, a copy of the patent application, drawings, and amendments filed during prosecution of application 09/115,444, in addition to a Combined Declaration and Power of Attorney form and Assignment to Texas Instruments Incorporated, and a letter to Mr. Ong from Mr. Skrehot;
- (5) THAT as of the date of this declaration, she has received no response from Mr. Ong.

I declare under penalty of perjury that the above is true and correct.

5-2-02  
Date

Marianna Smith  
Marianna Smith

## **DECLARATION OF FLOSSIE TAN**

FLOSSIE TAN declares as follows:

- (1) THAT Marianna Smith asked her for help in contacting Pang Hup Ong in Singapore on or about March 21, 2002 (Singapore is 13 hours in advance of Dallas, Texas);
- (2) THAT she confirmed the last known address for Mr. Ong is 49, Jalan Teliti, Singapore 537340;
- (3) THAT on or about on or about March 25, 2002, she was informed by a person claiming to be Mr. Ong's mother that Mr. Ong was away on military service, but that he would return to Singapore in the first week of April;
- (4) THAT Michael K. Skrehot informed her that he attempted to phone Mr. Ong on or about April 9, 2002, but that he and his wife had difficulty communicating with the person answering at Mr. Ong's phone number;
- (5) THAT on or about April 9, 2002, Mr. Skrehot asked her to attempt to contact Mr. Ong again, and that she attempted to do so by phoning Mr. Ong's home phone number;
- (6) THAT upon phoning Mr. Ong's home phone number, Mr. Ong's mother answered the phone and told her that Mr. Ong was still away on military service, and that upon being reminded that Ong's had earlier indicated Mr. Ong would be back from military service in the first week of April, Mr. Ong's mother stated that Mr. Ong does not live with her and that she in fact did not know Mr. Ong's whereabouts;
- (7) THAT Mr. Ong's mother refused to take her name and phone number so that Mr. Ong could contact her if Mr. Ong should contact his mother in the future;
- (8) THAT Mr. Ong's mother would not acknowledge whether she had received the Federal Express package sent to her address by Marianna Smith on April 1, 2002 and that upon further questioning Mr. Ong's mother refused to say more;
- (9) THAT upon contacting Mr. Ong's mother at a later time, Mr. Ong's mother requested that people from Texas Instruments Incorporated stop contacting her about her son's whereabouts and to leave her son alone.
- (10) THAT as of the date of this declaration, she had heard nothing from Pang Hup Ong.

I declare under penalty of perjury that the above is true and correct.

April 19, 2002  
Date

Flossie Tan  
Flossie Tan